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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ORACLE USA, INC., a Colorado corporation;  
ORACLE AMERICA, INC., a Delaware  
corporation; and ORACLE INTERNATIONAL  
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation,  
and SETH RAVIN, an individual,

Defendants.

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Case No. 2:10-cv-0106-LRH-PAL

**DEFENDANTS RIMINI STREET, INC.'S  
AND SETH RAVIN'S OPPOSITION TO  
ORACLE'S MOTION FOR LEAVE TO  
SUPPLEMENT ITS MOTION FOR COSTS  
AND ATTORNEYS' FEES**

Judge: Hon. Larry R. Hicks

1 Almost two months after filing its original motion for attorneys' fees and costs on  
 2 November 13, 2015 (Dkt. 917), Oracle has filed a motion for leave to supplement that request with an  
 3 additional \$1.9 million for fees and costs incurred in September, October, and November 2015 (Dkt.  
 4 969), for a total of \$58.2 million—an outrageous number that exceeds the jury's verdict by millions  
 5 of dollars. Together with Oracle's request for prejudgment interest, Oracle is seeking an additional  
 6 \$100 million, well over twice the jury's verdict.

7 Rimini objects to Oracle's supplementation, including on the grounds that: (i) Oracle has  
 8 failed to demonstrate that good cause exists under Federal Rule of Civil Procedure 16(b) to amend  
 9 the Court's October 22, 2015 scheduling order (Dkt. 903); (ii) the fees and costs could have been  
 10 included with Oracle's original motion, but Oracle was not diligent in including them; (iii) Oracle  
 11 previously used the fact that it was not seeking these fees and costs as an example of why its request  
 12 was "reasonable" and "conservative" (Dkt. 922 at 21); and (iv) the belated amendment prejudices  
 13 Rimini. However, rather than burden the Court with the obligation to decide yet another motion in  
 14 this case, Rimini will include argument on these objections in its February 12, 2016 principal  
 15 submission on attorneys' fees and costs.

16 In its motion for leave to supplement, Oracle also corrects—for the third time—billing and  
 17 calculation errors in its original motion for attorneys' fees and costs. Dkt. 969 at 1 n.1. This  
 18 correction highlights the need to grant Rimini's pending motion to compel discovery from Oracle  
 19 (Dkt. 930), so that Rimini and this Court can evaluate whether Oracle is seeking fees and costs from  
 20 Rimini that it would not pay for itself.

21  
 22 DATED: January 25, 2016

LEWIS ROCA ROTHGERBER CHRISTIE LLP

23 By: s/ W. West Allen  
 24 W. West Allen

25 *Attorneys for Defendants*  
*Rimini Street, Inc. and Seth Ravin*

**CERTIFICATE OF SERVICE**

I hereby certify that on January 25, 2016, I caused to be electronically filed the foregoing document with the clerk of the court for the U.S. District Court, District of Nevada, using the electronic case filing system. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

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W. West Allen

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